

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

- v. -

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08 Dr.

JOSE PESANTE,

Defendant.

**:08CRIM 148**

- - - - - x

Count One

The United States Attorney charges:

From at least on or about March 6, 2007, up to and including in or about September 2007, in the Southern District of New York and elsewhere, JOSE PESANTE, the defendant, unlawfully, willfully, and knowingly did execute and attempt to execute a scheme and artifice to defraud a financial institution, and to obtain money, funds, credits, assets, securities and other property owned by, and under the custody and control of, a financial institution the deposits of which were then insured by the Federal Deposit Insurance Corporation, to wit, North Fork Bank, by means of false and fraudulent pretenses, representations and promises, to wit, PESANTE, having devised a scheme to fund a bank account with counterfeit checks and then withdraw money from such account, did open a bank account at North Fork Bank, deposit

counterfeit checks therein, and then use the account's debit card to obtain cash.

(Title 18, United States Code, Section 1344).

  
MICHAEL J. GARCIA  
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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JOSE PESANTE,

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08 Cr.

(18 U.S.C. § 1344.)

MICHAEL J. GARCIA  
United States Attorney.

Castel J.

February 25, 2008 - Information filed.  
Feltman, 25, 2008 - The defendant Jose Pesante and his attorney  
Russell A. Neufeld are present. Asst. Clerk D. Hampler is present.  
Court Reporter Jennifer Thun is present. See transcript. The defendant  
waives indictment and pleads guilty to Count One. The Court  
accepts the plea. The P.S.G. is ordered. Sentencing is scheduled  
for May 29, 2008 at 9:30 am. Bail is continued.